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DATE: December 19, 2005

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TO: United States Patent and Trademark Office
COMPANY: Examiner Paul B. Prebilic, Art Unit 3738FAX NUMBER: 571-273-8300
PHONE NUMBER:

FROM: Douglas A. Collier

DIRECT DIAL: (317) 238-6333

FAX NUMBER: (317) 636-1507

RE: Response to Office Action for U.S. Patent Application No. 10/624,981 to Thomas A. Zdeblick

COMMENTS: I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office at 571-273-8300 on:

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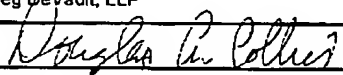
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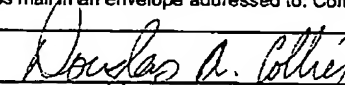
PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/624,981
	Filing Date	July 22, 2003
	First Named Inventor	Thomas A. Zdeblick et al.
	Art Unit	3738
	Examiner Name	Paul B. Preblich
	Attorney Docket Number	MSDI-168/PC566.02
Total Number of Pages in This Submission	12	

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): Facsimile Cover Sheet
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Krieg Devault, LLP	
Signature		
Printed name	Douglas A. Collier	
Date	December 19, 2005	Reg. No. 43,556

CERTIFICATE OF TRANSMISSION/MAILING		
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent)	
application of:)	Before the Examiner
)	
Thomas A. Zdeblick et al.)	Paul B. Prebilic
)	
Serial No. 10/624,981)	
)	Group Art Unit 3738
Filed: July 22, 2003)	
)	
SPINAL IMPLANTS AND TOOL FOR)	December 19, 2005
INSERTION AND REVISION)	
)	Atty Docket No. 4002-3362/PC566.02

RESPONSE TO FIRST OFFICE ACTION

Commissioner for Patents
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Sir:

In response to the non-final office action mailed September 19, 2005, please consider the following. Please provide any extensions of time which may be necessary and charge any additional fees due to Deposit Account 12-2424, but not including the payment of issue fees.

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December 19, 2005
Date of Signature

Response to Office Action
Ser. No. 10/624,981
Atty Docket No. 4002-3362/PC566.02
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